Improvement Res. No. 1410-75

vac. of alley west of Spy Run Ave. from spl of River St. to its northern terminus

Resolution Adopted:
September 17, 1975

Confirmed:
October 3, 1975

Bids Received:

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed:

Assessment Roll Confirmed:
November 20, 1975

B.O. 122-75

DECLARATORY RESOLUTION NO. 1410-75

for the vacation of the alley west of Spy Run Avenue from the north property line of River Street to its northern terminus.

ADOPTED: September 17, 1975

ADVERTISE NOTICE TO PROPERTY OWNERS: Sept. 26 & Oct. 3,'75

NOTICES MAILED: October 3, 1975

HEARING ON CONFIRMATION: Thurs. Oct. 16, 1975 at 3:30 pm

CONFIRMED: Oct. 16, 1975

ASSESSMENT ROLL ORDERED: Oct. 16, 1975

ASSESSMENT ROLL APPROVED: Nov. 3, 1975

HEARING ON CONFIRMATION OF A. R.: Thurs. Nov. 20, 1975 at 3:30 p.m.

NOTICE SERVED: November 7, 1975

ASSESSMENT ROLL CONFIRMED. November 20, 1975

to D. of F.

B.O. 122-75 62-262-13 H.I. 9/17/75

DECLARATORY RESOLUTION No. 1410 19 75

For the Vacation - ~~Opening - Condemnation of right of way for utility purposes~~ of the alley west of Spy Run Avenue from the north property line of River Street to its northern terminus.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate the alley west of Spy Run Avenue from the north property line of River Street to its northern terminus.

All as shown by a plan of such proposed Vacation - ~~Opening - Condemnation of right of way for utility purposes~~ as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana

The cost of said Vacation - ~~Opening - Condemnation of right of way for utility purposes~~ shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by such Vacation - ~~Opening - Condemnation of right of way for utility purposes~~ is described as follows: Lots No. 7 to 18 inclusive, Eliza Bossler Sub., Lots No. 1 to 8 inclusive in Bobilya Addition and Lots No. 3 to 7 Bosslers Addition. Said additions are inclusive to the City of Fort Wayne, Indiana.

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5)% per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from the said property owner or owners, or for the payment of any bond or bonds, except for such moneys as shall have been actually received by the City from the assessments for such property damages as said City is by said above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

~~The vacation of the above described~~ _____ shall be subject to an easement ~~for the use of the~~ City of Fort Wayne, Indiana, and other ~~public utilities in the~~ construction and maintenance of sewers, ~~water mains,~~ gas mains, electric pole lines and conduits, telephone and telegraph pole lines ~~and conduits.~~

All Streets, lots and lands affected by the above described are situated in the northeast quarter of Section Two, Township 30 north, Range 12 east and lie wholly within the corporate limits of the City of Fort Wayne, Indiana.

ADOPTED THIS 17 DAY OF Sept 19 75.

Attest:
Secretary Board of Public Works.

Board of Public Works.

OFFICE OF
BOARD OF PUBLIC WORKS

FORT WAYNE 2, INDIANA

B.O. 122-75

Date October 16, 1975

To Street Engineering

Subject Declaratory Res. 1410-75 - Vacation of alley west of Spy Run from npl of River Street to its northern terminus

CONFIRMED.

Please prepare Assessment Roll of Benefits and Damages.

Dr. Jerry D. Boswell
Carl E. O'Neal
Betty Lou Nault
BOARD OF PUBLIC WORKS

/bt

Attached: P.O. List

RECEIVED
OCT 1
CITY ENGINEERING DEPT.

Signed

Reply: October 21, 1975

Attached please find Assessment roll of Benefits and Damages for Declaratory Resolution No. 1410-75

Kenneth N. Trayler

KNT:sw
Encl.

Ron Bonar

Ron Bonar, City Engineer

62-316-9

11/3/75

Signed

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

OFFICE OF
BOARD OF PUBLIC WORKS

FORT WAYNE 2 INDIANA

B.O. 25-75

Date May 16, 1975

To Street Engineering

Subject Vacation - Bossler Avenue and River Street (Old Fair Project)

The above Board Order has been assigned to subject Vacation.

Attached is a copy of petition submitted to City Plan and a copy of the Ordinance passed by the Council.

Please proceed with preparation of Resolution.

Dr. Jerry D. Boswell
Carl E. O'Neal
BOARD OF PUBLIC WORKS

/bt

Attachments: Petition
Council Ordinance

BO 122-75

Signed

Reply:

September 16, 1975

Declaratory Resolutions No. 1408, 1409, 1410, petition, drawings and property ownership lists are completed and attached.

Bossler Street as described in Res. No. 1408-75 is to be retained for easements.

Kenneth N. Traylor
Street Engineer

lc
attachs.

Signed

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

NOTICE TO PROPERTY OWNERS

Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that on the 17th day of September, 1975, the said Board deeming it necessary to make certain improvements adopted the following:

DECLARATORY RESOLUTION NO. 1410-1975

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate the alley west of Spy Run Avenue from the north property line of River Street to its northern terminus.

All as shown by a plan of such proposed Vacation as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana.

The cost of said Vacation shall be assessed against the property beneficially affected thereby.

The Board of Public Works has fixed Thursday, October 16, 1975 as the date on which remonstrances will be heard and considered from persons interested therein or affected thereby and on said day at 3:30 p.m., the Board will meet at its office for the purpose of taking final action thereon.

Jerry D. Boswell
Carl E. O'Neal
Betty Lou Nault
BOARD OF PUBLIC WORKS

ATTEST: Edna I. Smith

PUBLISH: September 26 and October 3, 1975

ep

THE CITY OF FORT WAYNE
board of public works

October 7, 1975

SUBJECT: PUBLIC HEARING

Dear Councilman Hinga:

Please be advised that the Board has scheduled a public hearing Thursday, October 16, 1975 at 3:30 p.m. concerning the following project(s):

HEARING ON CONFIRMATION:

Dec. Res. No. 1408-75	Vac. of Bossler Ave.
Dec. Res. No. 1409-75	Vac. of River St., etc.
Dec. Res. No. 1410-75	Vac. of alley west of Spy Run Ave. from npl of River St. etc.

You are invited to attend this public hearing and hear the comments of your constituents regarding the project(s). If you have any questions on the project(s), please feel free to call.

Sincerely,

Jerry D. Boswell
Carl E. O'Neal
Betty Lou Nault
BOARD OF PUBLIC WORKS

ep

cc: Mayor

AN EQUAL OPPORTUNITY EMPLOYER

THE CITY OF FORT WAYNE
board of public works

November 17, 1975

SUBJECT: PUBLIC HEARINGS

Dear Councilman Hinga:

Please be advised that the Board has scheduled a public hearing Thursday, November 20, 1975 at 3:30 p.m. concerning the following project(s):

HEARING ON CONFIRMATION OF ASSESSMENT ROLL:

Dec. Res. No. 1408-1975	Vac. of Bossler Ave. (Spy Run area)
Dec. Res. No. 1409-75	Vac. of River St. (Bossler & Spy Run area)
Dec. Res. No. 1410-75	Vac. of alley west of Spy Run Ave. (River St.)

You are invited to attend this public hearing and hear the comments of your constituents regarding the project(s). If you have any questions on the project(s), please feel free to call.

Sincerely,

Jerry D. Boswell
Carl E. O'Neal
Betty Lou Nault
BOARD OF PUBLIC WORKS

ep

cc: Mayor

Form Prescribed by State Board of Accounts

General Form No. 99 P (Rev 1967)

Ft. Wayne Board of Public Works
(Governmental Unit)

To NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines		
Head	number of lines	1
Body	number of lines	31
Tail	number of lines	5
	Total number of lines in notice	37

COMPUTION OF CHARGES

37 lines, 1 columns wide equals 37 equivalent lines at .288¢ cents per line — $ 10.66

Additional charge for notices containing rule or tabular work (50 per cent of above amount) —

Charge for extra proofs of publication (50 cents for each proof in excess of two) —

TOTAL AMOUNT OF CLAIM — $ 10.66

DATA FOR COMPUTING COST

Width of single column 11 ems — Size of type $5\frac{1}{2}$ point

Number of insertions 2 — Size of quad upon which type is cast $5\frac{1}{2}$

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

V. E. Gerken

Date October 3, 19 75 — Title Clerk

NOTICE TO PROPERTY OWNERS

Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that on the 17th day of September, 1975, the said Board deeming it necessary to make certain improvements adopted the following:

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JERRY D. BOSWELL,
CARL E. O'NEAL,
BETTY LOU NAULT,
Board of Public Works

ATTEST: Edna I. Smith

9-26 – 10-3.

PY OF
NT HERE

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned V.E.Gerken who, being duly sworn, says that ~~S~~he is Clerk of the NEWS-SENTINEL a DAILY newspaper of general circulation printed and published in the English language in the city ~~Town~~ of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two time~~s~~, the dates of publication being as follows:

9/26 & 10/3/75

V. E. Gerken

Subscribed and sworn to before me this 3rd day of October 19 75

Elmer C. Roemke
Notary Public

My commission expires October 25, 1975

Form #903

Claim No..... Warrant No.....

IN FAVOR OF

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On Account of Appropriation for

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Appropriation No.....

Allowed....., 19....

In the sum of $.....

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I have examined the within claim and hereby certify as follows:

That it is in proper form.

That it is duly authenticated as required by law.

That it is apparently { Correct / Incorrect

.....

I certify that the within claim is true and correct; that the services therein itemized and for which charge is made were ordered by me and were necessary to the public business.

.....

.....196.....

TABLE SHOWING PRICE PER LINE AND PER INSERTION FOR

SIZE OF TYPE	11 Em Column (132 Points) Number of Insertions			
	1	2	3	4
5½	.192	.288	.384	.480
6	.176	.264	.352	.440
7	.151	.227	.302	.378
7½	.14	.21	.28	.35
8	.132	.198	.264	.33
9	.117	.176	.234	.293
10	.106	.159	.212	.265
12	.088	.132	.176	.22

Note: Above table is based on a square of 250 ems.

Form Prescribed by State Board of Accounts

General Form No. 99 P (Rev. 1967)

Ft. Wayne Board of Public Works
(Governmental Unit)

Allen County, Ind.

To JOURNAL-GAZETTE Dr.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

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Additional charge for notices containing rule or tabular work (50 per cent of above amount)	
Charge for extra proofs of publication (50 cents for each proof in excess of two)	
TOTAL AMOUNT OF CLAIM	$ 10.66

DATA FOR COMPUTING COST

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Size of type $5\frac{1}{2}$ point

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I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla De Wald

Date October 3, 19 75

Title CLERK

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JERRY D. BOSWELL,
CARL E. O'NEAL,
BETTY LOU NAULT,
Board of Public Works

ATTEST: Edna I. Smith

9-26—10-3.

PY OF
IT HERE

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the JOURNAL-GAZETTE a DAILY newspaper of general circulation printed and published in the English language in the city ~~town~~ of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time S, the dates of publication being as follows:

9/26 & 10/3/75

Arvilla De Wald

Subscribed and sworn to before me this 3rd day of October 19 75

Emma C. Rolemke
Notary Public

My commission expires October 25, 1975

Form #904

Claim No...... **Warrant No.**.....

IN FAVOR OF

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On Account of Appropriation for

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Appropriation No......

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In the sum of $.....

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(Governmental Unit)

Allen County, Ind.

To JOURNAL-GAZETTE Dr.

FORT WAYNE, INDIANA

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CARL E. O'NEAL,
BETTY LOU NAULT,
Board of Public Works

ATTEST: Edna I. Smith

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Notary Public

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V. E. Gerken

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CARL E. O'NEAL,
BETTY LOU NAULT,
Board of Public Works

ATTEST: Edna I. Smith

9 26 – 10 3.

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ALLEN County ss:

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IN FAVOR OF

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DECLARATORY

~~Improvement~~ **Resolution No. 1410-75 For** The vacation of the alley west of Spy Run Avenue from the north property line of River Street to its northern terminus.

	OWNER'S NAME	ADDRESS	NUMBER OF LOT	NUMBER OF BLOCK	NUMBER OF O. L.	DESCRIPTION
1	Allen County - Fort Wayne Historical Society Inc	1424 W Jefferson St	1			Bobilya's Add
2	" " " " " " "		2			" "
3	" " " " " " "		3			" "
4	" " " " " " "		4			" "
5	" " " " " " "		5			
6	" " " " " " "		6			" "
7	" " " " " " "		7			" "
8	City of Fort Wayne	One Main St	3			Bossler's Add
9	" " " "	" " "	4			" "
10	Allen County - Fort Wayne Historical Society Inc	1424 W Jefferson St	4 ex W 45 of N 8			" "
11	" " " " " " "		4 W 45 of N 8			" "
12	" " " " " " "		5			" "
13	" " " " " " "		6			" "
14	" " " " " " "		7			" "
15	" " " " " " "		3			Eliza Bossler's Sub
16	" " " " "		8			" "
17	" " " "					"
18	" " " "		5			"
19	" " " " " "		1			" "
20	City of Fort Wayne	One Main St	3			" "
21	" " " "		2			" "
22	" " " "					" "
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64	NOTICES MAILED OR SERVED					
65	10-3-75					
	By ep	TOTAL				

9-19-75
ep

B0122-75

1410-75